IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Contempt Petition No. 100 of 2004

1. Kamlesh Kumar Garg S/o Late Sri Laxmi Chand
2. Pramod Kumar Garg S/o Late Sri laxmi Chand

Both R/o Hospital Road,

Vikas Nagar, Dehradun. …… Petitioners

Versus

1. Sanjiv Kumar mehrotra,

Presently posted as Executive Officer,

Bajpur.

2. S.C. Gupta,

Executive Officer,

Municipal Board,

Vikas Nagar, Dehradun. ….. Respondents

Mr. Nagesh Aggarwal, Advocate for the petitioners.

Mr. Prabha Noliyal, Advocate on behalf of Mr. A. Rab, Advocate for respondent No. 2.

JUDGMENT

Coram: Hon. Rajeev Gupta, C.J.

Hon. P.C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Mr. Nagesh Aggarwal, Advocate for the petitioners.

Ms. Prabha Noliyal, Advocate on behalf of Mr. A. Rab, Advocate for respondent No. 2.

They are heard.

2. The petitioners have filed this contempt petition against the respondents alleging non-compliance of the interim order dated 09.06.2003 passed in Writ Petition No. 501 of 2003 (M/B), whereby the respondents were directed to dispose of the petitioners' application.

3. In the counter affidavit filed on behalf of the respondents, it has categorically been stated that the petitioners' application dated 08.10.2001 was rejected by the authorities on 06.12.2001 i.e. much before the filing of Writ Petition No. 501 of 2003 (M/B) and the passing of the interim order in that writ petition on 09.06.2003.

4. In the view of the Matter, we do not find any substance in the contempt petition. The contempt petition, therefore, is dismissed.

(P.C. Pant, J.) **(Rajeev Gupta, C. J.)**
13.04.2006 **13.04.2006**

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